

REMARKS

The present Amendment amends claim 16 and leaves claims 2-15 and 17-19 unchanged. Therefore, the present application has pending claims 2-19.

Claim 16 stands rejected under 35 USC §112, first paragraph as allegedly failing to comply with the enablement requirement. Particularly, the Examiner alleges that the term “deciphering” in claim 16 is not supported by the specification. Amendments were made to claim 16 to change the term “deciphering” to “decryption” and “decrypting” and is supported by a decryption circuit 250 in Fig. 5 with an associated description in col. 8. Therefore, this rejection is overcome and should be withdrawn.

Claims 2-19 stand rejected under the judicially created doctrine of obviousness type double patenting as being unpatentable over claims 1-20 of U.S. Patent No. 6,321,025. Applicants do not agree with this rejection. However, in order to expedite prosecution of the present application, filed on even date herewith is a Terminal Disclaimer obviating this rejection. Therefore, this rejection is overcome and should be withdrawn. Accordingly, reconsideration and withdrawal of this rejection is respectfully requested.

It should be noted that the filing of the Terminal Disclaimer was not intended nor should it be considered as an agreement on Applicants part that the features recited in claims 2-19 are taught or suggested by the prior patent. The filing of the Terminal Disclaimer was simply intended to expedite prosecution of the present application.

In view of the foregoing amendments and remarks, Applicants submit that claims 2-19 are in condition for allowance. Accordingly, early allowance of the present application based on claims 2-19 is respectfully requested.

To the extent necessary, the applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in fees due in connection with the filing of this paper, or credit any overpayment of fees, to the deposit account of MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C., Deposit Account No. 50-1417 (500.34521CC3).

Respectfully submitted,

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